

CCRB INVESTIGATIVE RECOMMENDATION

| | | | | | |
|--|--|---------------------------|--|------------------------------------|---------------------------------|
| Investigator: Christopher Connors | Team: Squad #12 | CCRB Case #: 201901833 | <input checked="" type="checkbox"/> Force | <input type="checkbox"/> Discourt. | <input type="checkbox"/> U.S. |
| | | | <input type="checkbox"/> Abuse | <input type="checkbox"/> O.L. | <input type="checkbox"/> Injury |
| Incident Date(s) Saturday, 02/23/2019 6:30 PM | Location of Incident: 7th Avenue and West 34th Street | Precinct: 14 | 18 Mo. SOL 8/23/2020 | EO SOL 4/9/2021 | |
| Date/Time CV Reported Sat, 02/23/2019 8:07 PM | CV Reported At: IAB | How CV Reported: Phone | Date/Time Received at CCRB Thu, 02/28/2019 11:15 AM | | |

| Complainant/Victim | Type | Home Address |
|--------------------|------|--------------|
| | | |

| Subject Officer(s) | Shield | TaxID | Command |
|------------------------|--------|--------|---------|
| 1. POM Garry Lamour | 30321 | 950716 | TB DT02 |
| 2. POM Jonathan Acosta | 11948 | 954460 | TB DT02 |

| Officer(s) | Allegation | Investigator Recommendation |
|-----------------------|--|-----------------------------|
| A.POM Jonathan Acosta | Force: Police Officer Jonathan Acosta used physical force against § 87(2)(b) | |
| B.POM Garry Lamour | Force: Police Officer Garry Lamour used physical force against § 87(2)(b) | |

Case Summary

On February 23, 2019, Lieutenant Salvador Lucido of Transit Bureau District 2 called the IAB Command Center to report an incident involving § 87(2)(b). On February 28, 2019, it was received at the CCRB under IAB log #19-7697.

Only § 87(2)(b)'s name and date of birth was provided in the IAB log. § 87(2)(c), § 87(2)(b)

§ 87(2)(b) A search of the Complaint Tracking System (CTS) did not yield additional contact information. LexisNexis, CLEAR, and Department of Motor Vehicle (DMV) database searches did not yield additional contact information. § 87(2)(c)

Between March 6, 2019, and March 11, 2019, § 87(2)(b)'s defense attorney, § 87(2)(b), was called at the phone number provided by § 87(2)(b) four times. During each call, a voice message requesting a call back with contact information for § 87(2)(b) was requested. On March 12, 2019, the investigator received a phone call from § 87(2)(b). During this call, § 87(2)(b) confirmed § 87(2)(b)'s address provided in the arrest report and stated he did have a phone number § 87(2)(b) could be reached. However, § 87(2)(b) stated due to client confidentiality, he could not provide this phone number to the CCRB. § 87(2)(b) stated he would call § 87(2)(b) the same day and inform him of the CCRB investigation. As of March 20, 2019, § 87(2)(b) has not contacted the CCRB.

On March 14, March 20, and March 26, 2019, letters were mailed to § 87(2)(b) at the address provided in his arrest report which was confirmed by his defense attorney. None of the letters were returned by the United States Postal Service as undeliverable. An e-mail address was not provided for § 87(2)(b) by his attorney and database searches yielded negative results for an address.

On March 14, 2019, a search of the New York City and New York State Department of Correction websites indicated that § 87(2)(b) is not currently incarcerated within New York.

Body-Worn Camera (BWC) footage was requested for this incident.

§ 87(2)(g)

Squad No.: 12

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____
Signature Print Title & Name Date

Reviewer:

Signature

Print Title & Name

Date